IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL WRIT PETITION NO. 16 OF 2005

MR.JOE VELHO,PANAJI GOA ....Petitioners

Versus

STATE OF GOA,THROUGH ITS CHIEF SECRETARY AND 2 ORS., ...Respondents

Shri Mahesh Amonkar, Advocate for the Petitioner.

Shri P.P. Singh, Advocate For R.4

Coram:- V.M. KANADE, J.

Date:- 3rd August, 2005

P.C. :

Heard learned counsel appearing on behalf of the Petitioner and the respondent.

The grievance of the petitioner in this case is that the police have refused to investigate the complaint lodged by the petitioner against the respondents. His second grievance is that though he had applied for a certified copy of the complaint and medical certificate, both the said documents have not been supplied to him.

So far as the first grievance is concerned, the petitioner has an alternate remedy of filing a private complaint under S.490 of Cr.P.C. and ask for an order from the Magistrate for further investigation under Section 156(3) of Cr.P.C. The said grievance therefore cannot be entertained by this Court while exercising its writ jurisdiction.

So far as the second grievance is concerned, the Panaji Police Station

is directed to give a certified copy of the complaint filed by the petitioner to him as expeditiously as possible and in any case within a period of two weeks. The Goa Medical College is also directed to issue a certified copy of the medical certificate and such other papers as are required by the petitioner.

With these directions, the petition is disposed of. The petitioner is at liberty to file a private complaint.

V.M. KANADE, J.